

ESSB 5485 - H AMD TO CB COMM AMD (H-2434.2/11) **559**

By Representative Dammeier

WITHDRAWN 04/07/2011

1 On page 2, after line 19 of the amendment, insert the following:

2 "Sec. 3. RCW 19.27A.045 and 1990 c 2 s 5 are each amended to read
3 as follows:

4 (1) The state building code council shall maintain the state
5 energy code for residential structures in a status which is consistent
6 with the state's interest as set forth in section 1, chapter 2, Laws
7 of 1990. In maintaining the Washington state energy code for
8 residential structures, beginning in 1996 the council shall review the
9 Washington state energy code every three years.

10 (2) Except as provided in section 5 of this act, after January 1,
11 1996, by rule adopted pursuant to chapter 34.05 RCW, the council may
12 amend any provisions of the Washington state energy code to increase
13 the energy efficiency of newly constructed residential buildings.
14 Decisions to amend the Washington state energy code for residential
15 structures shall be made prior to December 1 of any year and shall not
16 take effect before the end of the regular legislative session in the
17 next year.

18
19 **Sec. 4.** RCW 19.27A.025 and 1991 c 122 s 3 are each amended to
20 read as follows:

21 (1) The minimum state energy code for new nonresidential buildings
22 shall be the Washington state energy code, 1986 edition, as amended.
23 Except as provided in section 5 of this act, the state building code
24 council may, by rule adopted pursuant to chapter 34.05 RCW, amend that
25 code's requirements for new nonresidential buildings provided that:

26 (a) Such amendments increase the energy efficiency of typical
27 newly constructed nonresidential buildings; and

1 (b) Any new measures, standards, or requirements adopted must be
2 technically feasible, commercially available, and cost-effective to
3 building owners and tenants.

4 (2) In considering amendments to the state energy code for
5 nonresidential buildings, the state building code council shall
6 establish and consult with a technical advisory committee including
7 representatives of appropriate state agencies, local governments,
8 general contractors, building owners and managers, design
9 professionals, utilities, and other interested and affected parties.

10 (3) Decisions to amend the Washington state energy code for new
11 nonresidential buildings shall be made prior to December 15th of any
12 year and shall not take effect before the end of the regular
13 legislative session in the next year. Any disputed provisions within
14 an amendment presented to the legislature shall be approved by the
15 legislature before going into effect. A disputed provision is one
16 which was adopted by the state building code council with less than a
17 two-thirds majority vote. Substantial amendments to the code shall be
18 adopted no more frequently than every three years.

19
20 NEW SECTION. **Sec. 5.** A new section is added to chapter 19.27A to
21 read as follows:

22 (1) Except as provided in subsection (2) of this section, the
23 state building code council shall not amend any provisions of the
24 Washington state energy code until:

25 (a) The University of Washington and Washington State University
26 have submitted their life-cycle assessment report to the legislature
27 pursuant to section 1 of this act; and

28 (b) The department of general administration has submitted their
29 report to the legislature concerning statutory requirements for life-
30 cycle cost analysis, energy conservation in design, and performance of
31 buildings pursuant to section 2 of this act.

32 (2) The state building code council may amend the Washington state
33 energy code before the end of the 2013 regular legislative session if
34 the amendments to the Washington state energy code are made to conform

1 with the 2012 international energy conservation code as published by
2 the international code council, without modification, prior to 2013.

3 (3) This section expires January 1, 2014.

4

5 NEW SECTION. **Sec. 6.** Sections 3 and 4 of this act expire on
6 January 1, 2014."

7

8 Renumber the remaining section consecutively and correct any
9 internal references accordingly.

EFFECT: Prohibits the State Building Code Council (Council)
from amending the Washington State Energy Code until: (1) the
University of Washington and Washington State University life-cycle
assessment report is complete; and (2) the Department of General
Administration report related to life-cycle cost and energy
conservation in design is complete. Authorizes the Council to amend
the Washington State Energy Code prior to the end of the 2013
regular legislative session if the amendments are consistent with
the 2012 International Energy Conservation Code. Makes conforming
amendments to the State Energy Code statutes.

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